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*Admitted only in Maryland
*Admitted only in Virginia
*Practice Limited to
Federal Agencies

April 26, 2005

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Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Art Unit 1642

Re: U.S. Utility Patent Application
Application No. 10/773,440; Filed: February 9, 2004
For: **Method to Detect Prostate Cancer In a Sample**
Inventors: FRADET *et al.*
Our Ref: 1619.0180001/JAG/CMB

Sir:

Transmitted herewith for appropriate action are the following documents:

1. Correction of Entity Status Under 37 C.F.R. § 1.28(c) When Small Entity Status was Established in Error and Payment of Fees Under 37 C.F.R. § 1.28(c)(2);
2. Credit Card Payment Form PTO-2038 in the amount of **\$1,060.00** to cover the difference of the small entity fees previously paid, which is now a large entity; and
3. One (1) return postcard.

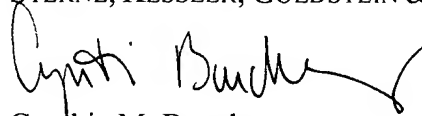
It is respectfully requested that the attached postcard be stamped with the date of filing of these documents, and that it be returned to our courier. In the event that extensions of time are necessary to prevent abandonment of this patent application, then such extensions of time are hereby petitioned.

Commissioner for Patents
April 26, 2005
Page 2

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.



Cynthia M. Bouchez
Attorney for Applicants
Registration No. 47,438

JAG/CMB:krh
Enclosure

390641v1



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Fradet *et al.*

Appl. No.: 10/773,440

Filed: February 9, 2004

For: **Method to Detect Prostate Cancer
in a Sample**

Confirmation No.: 4155

Art Unit: 1642

Examiner: To Be Assigned

Atty. Docket: 1619.0180001/JAG/CMB

**Correction of Entity Status Under 37 C.F.R. § 1.28(c)
When Small Entity Status was Established in Error and
Payment of Fees Under 37 C.F.R. § 1.28(c)(2)**

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

Small entity status was established in the above-captioned application in good faith. However, it has now been discovered that small entity status was established in error.

The deficiency owed is calculated as follows:

	<u>Type of Fee</u>	<u>Fee Paid</u>	<u>Date Paid</u>	<u>Fee Owed</u>	<u>Difference</u>
1.	Basic Filing Fee (before 12/8/04)	\$ 395.00	4/15/05	\$ 790.00	\$ 395.00
	Late Declaration				
3.	Surcharge (before 12/8/04)	\$ 65.00	4/15/05	\$ 130.00	\$ 65.00
4.	Excess Claims (before 12/8/04)	\$600.00	4/15/05	\$1,200.00	\$ 600.00
Total Owed:					\$ 1,060.00

Payment of these deficiencies based on a previous erroneous payment of a small entity fee is to be treated under 37 C.F.R. § 1.27(g)(2) as a notification of loss of entitlement to small entity status. 37 C.F.R. § 1.28(d).

00000000 00000000 00000000 00000000 | 04/28/2005 MAHMED1 00000068 10773440

Adjustment date: 04/28/2005 MAHMED1

04/19/2005 HALI11 00000015 10773440

01 FC:2001 00 00.0000 -395.00 OP

02 FC:2051 00 00.0000 -65.00 OP

03 FC:2202 00 00.0000 -500.00 OP

04 FC:2201 00 00.0000 -100.00 OP

1000.00 OP

130.00 OP

1000.00 OP

200.00 OP

01 FC:1001

02 FC:1051

03 FC:1202

04 FC:1201

790.00 OP

130.00 OP

1000.00 OP

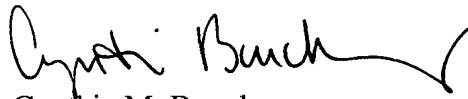
200.00 OP

Applicants respectfully request that the United States Patent and Trademark Office excuse this error and correct the entity status to be that of a large entity. Early notice to this effect is respectfully requested.

The Commissioner is authorized to charge any deficiencies or credit any overpayments to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.



Cynthia M. Bouchez
Attorney for Applicants
Registration No. 47,438

Date: April 25, 2005

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390625v1

Adjust RAM Sale/Item

Adjustment

Reason:

CHANGING ENTITY STATUS

Sale

Sale Ref: 04/19/2005 HALI11 14 Status: Active

Mailroom Date: 04/15/2005 Type: 1 Name/Number: 10773440 Attorney Docket No: 1619.0180001

Ne St	Fee Code	St	Name/Number	Fee Amount	Qty	Partial	Extended Amount	D
2001	A		10773440	395.00	1		395.00	
2051	A		10773440	65.00	1		65.00	
2202	A		10773440	25.00	20		500.00	
2201	A		10773440	100.00	1		100.00	

Total Amount to Credit:

Select Payment to credit back

Accounting Date	Operator	Type Code	Payment Amount	Amount Allocated to this Sale	Amount to credit back
04/19/2005	HALI11	CC	\$1,060.00	\$1,060.00	

Select Sale

Undo All

Set Amount

Undo all

Payment Detail



Save



Cancel



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